

MEETINGS TO DATE 11  
NO. OF REGULARS 10  
NO. OF SPECIALS 1

Page 292

LANCASTER, NEW YORK  
MAY 21, 1979

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 21st day of May, 1979 at 8:00 P.M. and there were

PRESENT:

STANLEY JAY KEYSA, SUPERVISOR  
JOSEPH R. BARNHARDT, COUNCILMAN  
EDWARD A. BERENT, COUNCILMAN  
PETER J. BOLENDER, COUNCILMAN  
ARTEL J. METZ, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY  
EDWARD J. FERON, JR., TOWN ENGINEER  
THOMAS E. FOWLER, CHIEF OF POLICE  
ROBERT L. LANEY, DEPUTY BUILDING INSPECTOR

BID OPENINGS:

None

PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M., the Town Board held a Public Hearing to hear all interested parties and citizens upon a proposal to amend the Code of the Town of Lancaster by deleting and repealing Chapter 13 thereof, Dogs, and replacing it with a new Chapter 13 to be entitled "Dogs".

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

ON MOTION BY COUNCILMAN METZ, AND SECONDED BY COUNCILMAN BARNHARDT AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:04 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter until their next meeting scheduled for June 4, 1979.

PUBLIC HEARING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M., the Town Board held a Public Hearing to hear all interested parties and citizens upon a proposed amendment of the Code of the Town of Lancaster by the repeal of the present Fire Prevention Code of the Town of Lancaster known as Chapter 20 of the Code of the Town of Lancaster and the proposed adoption and enactment of the Fire Prevention Code of the State of New York to take effect July 2, 1979.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

ON MOTION BY COUNCILMAN METZ, AND SECONDED BY COUNCILMAN BARNHARDT AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:20 P.M.

The Town Board, later in the meeting, adopted a resolution hereinafter spread at length, rescinding Chapter 20 of the Code of the Town of Lancaster effective July 2, 1979.

PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested parties and citizens upon the proposed enactment of a new Chapter 20 of the Code of the Town of Lancaster to be known as Local Law No. 2 of the Year 1979 entitled "Fire Prevention Code of the State of New York - Administration and Enforcement" to take effect July 2, 1979.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented these further communications relative to this Public Hearing:

Copies of letters and resolution sent to four fire chiefs, four fire inspectors and Building Inspector giving time and particulars of this public hearing.

PROPOSERS

None

OPPOSERS

None

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:34 P.M.

The Town Board, later in the meeting, adopted a resolution hereinafter spread at length, adopting Local Law No. 2 entitled "Fire Prevention Code of the State of New York - Administration and Enforcement".

PUBLIC HEARING SCHEDULED FOR 8:45 P.M.:

At 8:45 P.M., the Town Board held a Public Hearing to hear all interested parties and citizens upon the proposed enactment of Local Law No. 3 of the Year 1979, also known as Chapter 40, Article 11, of the Code of the Town of Lancaster entitled "Tax Exemption for Business Expansion".

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS:

Robert Novak, representing Silicone,  
Walden Ave., Lancaster, New York

Ward Sievenpiper, representing Doralco  
Walden Ave., Lancaster, New York

OPPOSERS

NONE

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:55 P.M.

The Town Board, later in the meeting, adopted a resolution hereinafter spread at length, adopting Local Law No. 3 entitled "Tax Exemption for Business Expansion."

At 9:00 P.M., the Town Board held a Public Hearing to hear all interested parties for or against the proposed rezone petition of Ronald S. Cohen.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented copies of letters which were mailed Certified Mail, Return Receipt Requested, to the Petitioner, the Erie County Department of Planning, and John Shearer, the Town Clerk of the Town of Amherst notifying these individuals of the time and place of this Public Hearing.

The Town Clerk presented a Zoning Coordination Referral from the Erie County Department of Planning wherein the Department acknowledged receipt of a Notice of this Public Hearing and commented as follows:

"No Recommendation"

The Town Clerk presented a letter from Richard Brox, retained Planning Consultant of the Town of Lancaster, to the Planning Board recommending a denial of this proposed rezone.

The Town Clerk presented a letter from the Town of Lancaster Planning Board to the Town Board recommending denial of the proposed rezone.

#### PROPOSERS

Mr. Ronald S. Cohen, petitioner  
984 Ellicott Square  
Buffalo, New York 14203

#### OPPOSERS

None

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 9:20 P.M.

The Supervisor informed those present that the Town Board would reserve decision on this matter until their next meeting scheduled for June 4, 1979.

#### OFFICIAL REPORTS:

The Town Clerk reported that the following department of the Town of Lancaster filed with him their monthly report as follows:

Dog Warden

April, 1979

The Town Clerk reported that the following Boards, Commissions, Bureaus, and Committees of the Town of Lancaster have filed with him minutes or memorandums of their meetings as follows:

Planning Board

May 2, 1979

Youth Bureau

April 19, 1979

Recreation Commission

April 4, 1979

COMMITTEE REPORTS:

Councilman Barnhardt, for the Street Lighting Committee, presented a proposal for improvement of street lighting on William Street within Consolidated Lighting District No. 1 of the Town of Lancaster, and on behalf of the Committee recommended that the Town Board authorize the improvements as contained in said proposal.

Councilman Metz requested that the Town Attorney prepare a resolution for a future Town Board meeting calling for an amendment to the Tax Exemption for Elderly Ordinance of the Town of Lancaster which would in effect raise the maximum income limitation for eligibility from its present \$7,200.00 per year to \$8,000.00 per year.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

RESOLVED, that the minutes of the Meeting of the Town Board, held  
on May 7, 1979, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~duxxx~~  
The resolution was thereupon unanimously adopted.

May 21, 1979



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter  
dated May 7, 1979, has requested confirmation of one (1) new member duly  
elected to the Membership of the Town Line Volunteer Fire Department, Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby  
confirms the addition to the membership of the following individual in the  
Town Line Volunteer Fire Department, Inc.:

David H. Eddy  
379 S. Woodside Drive  
Alden, New York 14004

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

~~xxxx~~  
The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ TO WIT:

WHEREAS, the Markiewicz residence located at 19 Barton Road,  
Lancaster, New York is the closest residence to the New York State Thruway  
in the Lancaster area not protected by a Thruway right-of-way fence, and

WHEREAS, Mrs. Linda Markiewicz, by letter dated April 18, 1979,  
has requested the State Thruway Authority to erect a fence in the area of  
her home on the Thruway right-of-way to discourage drivers and occupants  
of disabled Thruway vehicles from entering upon her property at all hours  
for the purpose of phone use, gasoline, water, and other requests that  
disturb the peace and tranquility of her family,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby  
supports the request and petition of the Markiewicz family and other  
residents of the area seeking an erection by the State Thruway Authority of  
a protective fence in the area of their homes along the south side of the  
New York State Thruway in the area of Barton Road, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward  
a certified copy of this resolution to the New York State Thruway Authority,  
Assemblyman Graber, and Senator Volker.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

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The resolution was thereupon unanimously adopted.

May 21, 1979



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

Page 300

RESOLVED, that pursuant to Section 4-104 of the Election Law of the State of New York, this Town Board hereby designates the following Polling Places in each Election District of the Town of Lancaster at which meetings for the Registration of votes and conduction of Elections and Primaries shall be held during the year following the ensuing 1st day of July, 1979.

<u>ELECTION DIST.</u>	<u>POLLING PLACE</u>
1	Town Hall, 21 Central Avenue, Lancaster, NY (Consolidated Registration Place)
2	Court Street School, 109 Court Street, Lancaster, NY
3	Court Street School, 109 Court Street, Lancaster, NY
4	Como Park School, 1985 Como Park Blvd., Lancaster, NY
5	Como Park School, 1985 Como Park Blvd., Lancaster, NY
6	Aurora Middle School, 148 Aurora Street, Lancaster, NY
7	Lancaster Municipal Building, Broadway, Lancaster, NY
8	St. Mary's High School, Laverack Avenue, Lancaster, NY
9	Fire Hall, 16 West Drullard Avenue, Lancaster, NY
10	Central Avenue School, 149 Central Avenue, Lancaster, NY
11	Fire Hall, Meridian Street, Depew, NY
12	Fire Hall, Meridian Street, Depew, NY
13	Depew Municipal Building, Gould Ave. & Manitou St., Depew, NY
14	North Side Fire Hall, Brewster Street, Depew, NY
15	SS. Peter & Paul School, Burlington Avenue, Depew, NY
16	Bowmansville School, Genesee St. & Martha Rd., Bowmansville, NY
17	Lancaster Town Center, 525 Pavement Road, Lancaster, NY
18	Town Line Fire Hall, 6503 Broadway, Town Line, NY
19	Bowen Road Historical Site, Bowen Rd. & William St., Lancaster, NY
20	Twin District Fire Hall, 4989 William Street, Lancaster, NY
21	North Side Fire Hall, Brewster Street, Depew, NY
22	Lancaster Sr. High School, 551 Central Avenue, Lancaster, NY
23	Aurora Middle School, 148 Aurora Street, Lancaster, NY
24	Village Dept. of Public Works Bldg., 5200 Broadway, Lancaster, NY
25	Fire Hall, 16 West Drullard Avenue, Lancaster, NY
26	SS. Peter & Paul School, Burlington Avenue, Depew, NY

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES	SUPERVISOR KEYSA	VOTED YES
COUNCILMAN BERENT	VOTED YES	COUNCILMAN METZ	VOTED YES
COUNCILMAN BOLENDER	VOTED YES		

The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT TO WIT:

WHEREAS, the Chief of Police, by letter dated May 14, 1979, has requested authorization from the Town Board to have the Police Department of the Town of Lancaster participate in the BOCES Career Entry Training Program, which is a practical experience and "on the job" training program for BOCES students, and

WHEREAS, the Town Attorney, the Insurance Consultant, and the Town Clerk have reviewed the above referenced program and find no objection from an insurance or liability standpoint,

NOW, THEREFORE, BE IT

RESOLVED, that the Chief of Police of the Town of Lancaster be and is hereby authorized to have the Police Department of the Town of Lancaster participate in the BOCES Career Entry Training Program, and

BE IT FURTHER

RESOLVED, that the Chief of Police be and is hereby authorized to designate, set forth, and promulgate any guidelines and policies, rules and regulations, which would limit the exposure of students participating in this program to dangerous situations.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

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The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Recreation Commission of the Town of Lancaster, by  
letter dated April 29, 1979, has requested authorization to purchase for use  
by the Recreation Department of the Town of Lancaster, one (1) new 1979 Ford  
Tractor with front end loader, at State bid price from the Ford Motor  
Company,

NOW, THEREFORE, BE IT

RESOLVED, that the Director of Recreation of the Town of Lancaster  
be and hereby is authorized to purchase, for use by the Recreation Department  
of the Town of Lancaster, one (1) new 1979 Ford Tractor with front end loader  
for a total cost of \$9,829.00 from the Ford Motor Company, T & I Oper. - NA,  
Northeastern District, 1 Mustang Drive, Cohoes, New York 12047, in accordance  
with the New York State Contract Award No. P 79604, Proposal No. 2544,  
Group No. 40601 "Tractors, Wheel Type", Item No. 2 with Option B., all in  
accordance with the letter of request of the Recreation Commission dated  
April 29, 1979.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

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The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ, WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER, TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster, by letter dated April 25, 1979, has informed the Town Board that he has made further inquiry and investigation into the services performed by Mrs. Jo Ann Deutschlander, who was hired in the service of the Highway Department on January 1, 1979, and

WHEREAS, the Highway Superintendent's report indicated that the title of Clerk-Typist is a misnomer, inasmuch as Mrs. Deutschlander is and has been satisfactorily performing the following duties:

1. Office Manager - responsible for all correspondence, vouchers, personnel records and stenographic services.
2. Communication Dispatcher -  
Receiving all calls and communicating with all personnel in the field
3. Payroll and Accounting -  
Sick leave and vacation record-keeping

and,

WHEREAS, Mrs. Deutschlander has previously served in a quasi-town government position as a Clerk-Stenographer at the Lancaster Branch Library for a period in excess of one year, and

WHEREAS, the Highway Superintendent has recommended, in view of Mrs. Deutschlander's prior service and increased responsibilities and duties, an upgrading to maximum salary in a period of less than that stated in the Town Board resolution adopted on February 26, 1979 wherein the Town Board set forth a maximum escalation schedule of two and a half years for new employees,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby adopts the following salary increment scale for Mrs. Jo Ann Deutschlander, a Clerk-Typist in the service of the Highway Department of the Town of Lancaster:

January 1, 1979 - June 30, 1979 - 75% of full Clerk-Typist scale applicable

July 1, 1979 - December 31, 1979 - 90% of full Clerk-Typist scale applicable

January 1, 1980 - 100% of full Clerk-Typist scale applicable

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT ABSTAINED

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Town of Lancaster Youth Bureau has recommended the  
creation of Tutor for the Tutorial Program of said Bureau,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby creates the  
position of Tutor (Part-time) Temporary, and

2. That the Supervisor be and is hereby authorized to complete and  
execute Section 8 of P0-17 (New Position Duties Statement) from the Erie County  
Department of Personnel, indicating that the position of Tutor has been  
created, and

3. That SUSAN M. GIRARDIN, 89 Pleasant Avenue, Lancaster, New York,  
and SHARON A. TOMPOROWSKI, 2 Mainwright Court, Lancaster, New York, be and  
hereby are appointed to said position of Tutor (Part-time) Temporary, at an  
hourly rate of \$4.00.

4. That the Supervisor take the necessary action with the Personnel  
Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

May 21, 1979



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, the Executive Director of the Town of Lancaster Youth Bureau, by letter dated May 15, 1979, has recommended that John Trojanowsky, Youth Counselor with the Lancaster Youth Bureau, be authorized to attend a Youth and Alcohol Seminar on May 23, 1979 at the Kissing Bridge Conference Center,

NOW, THEREFORE, BE IT

RESOLVED, that JOHN TROJANOWSKY be and is hereby authorized to attend the Youth and Alcohol Seminar at the Kissing Bridge Conference Center, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in amount not to exceed \$12.00, plus mileage.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

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The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the Department of Environment and Planning of the Division of Planning of the County of Erie has recommended certain budget changes to be incorporated in the amendatory agreement between the Town of Lancaster and In-Home Support Services Corporation of Western New York, including amendment of said Agreement extending the termination date to May 31, 1979, all of which changes and requests therefor, including budgetary changes, have been filed by the Supervisor in the office of the Town Clerk;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

Section 1. The budget for the In-Home Support Services Corporation of Western New York with the Town of Lancaster is hereby revised in accordance with the revised budget filed with the Supervisor and filed by him with the Town Clerk.

Section 2. The Supervisor is hereby authorized and directed to execute a second Amendatory Agreement incorporating said budget changes and extending the termination date of said Agreement to May 31, 1979.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

ay 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK  
ADOPTED MAY 21, 1979, AUTHORIZING THE IMPROVEMENT  
AND EMBELLISHMENT OF RECREATIONAL FACILITIES AT  
STANLEY KEYSA MEMORIAL PARK, IN SAID TOWN, STATING  
THE ESTIMATED MAXIMUM COST THEREOF IS \$50,000.00,  
APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE  
APPROPRIATION \$2,500.00 CURRENT FUNDS, AND AUTHORIZING  
THE ISSUANCE OF \$47,500.00 SERIAL BONDS OF THE TOWN  
TO FINANCE THE BALANCE OF SAID APPROPRIATION.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY  
OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all  
the members of said Board) AS FOLLOWS:

Section 1. The Town of Lancaster (herein called "Town"), in the  
County of Erie, New York, is hereby authorized to improve and embellish the  
recreational facilities at Stanley Keysa Park, including the installation of  
fencing, piping and new deck in the pool area. The estimated maximum cost of the  
specific object or purpose, including preliminary costs and costs incidental  
thereto and the financing thereof is \$50,000.00 and the said amount is hereby  
appropriated therefor, including the appropriation of \$2,500.00 current funds.  
The plan of financing includes the expenditure of said \$2,500.00 current funds,  
the issuance of \$47,500.00 Serial Bonds of the Town to finance the balance of  
said appropriation and the levy and collection of a tax on all the taxable real  
property in the Town to pay the principal of said bonds and the interest thereon  
as the same shall become due and payable.

Section 2. Serial Bonds of the Town in the principal amount of  
\$47,500.00 are hereby authorized to be issued pursuant to the provisions of  
the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of  
the State of New York (herein called "Law"), to finance the balance of said  
appropriation not provided by current funds.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized pursuant to this resolution are to be issued within the limitations of Section 11.00 a. 19 (c) of the Law, is fifteen (15) years, but the maturity of said bonds will not exceed five years.

(b) Current funds are not required by law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof, pursuant to the provisions of Section 107.00 d.4 of the Law.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of the Law and shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any bond anticipation notes issued in anticipation of the sale thereof, and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and notes to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewal of said Notes and of §50.00 and §§56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of said bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN METZ	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

The resolution was thereupon <sup>clerk</sup>unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN  
THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk is hereby directed to publish  
the foregoing bond resolution, in full, in the "LANCASTER  
ENTERPRISE-JOURNAL, " a newspaper published in Lancaster, New  
York, having a general circulation within said Town and hereby  
designated as the official newspaper of the Town for such publi-  
cation, together with a Notice in substantially the form as  
prescribed by Section 81.00 of the Local Finance Law of the State  
of New York.

Section 2. This resolution shall take effect immediately.

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The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

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The resolution was thereupon unanimously adopted.

May 21, 1979



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Personnel Officer of the County of Erie has informed  
the Supervisor of the Town of Lancaster, by certified list of the respective  
standings of eligible candidates for the position of Police Officer, permanent  
appointment, and

WHEREAS, said Civil Service List has been canvassed by the Supervisor,  
and

WHEREAS, said eligible candidates indicating a desire for said  
appointment have been interviewed by the Police Commissioners and the Police  
Chief of the Town of Lancaster and their recommendation made in connection  
therewith,

NOW, THEREFORE, BE IT

RESOLVED, that LEON G. ROBAK, 35 Wyandotte Street, Depew, New York,  
be and hereby is appointed to said permanent position as Police Officer of  
the Town of Lancaster, effective June 4, 1979, at an annual starting salary  
of \$12,199, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster file the  
necessary personnel forms to accomplish the foregoing with the Personnel Officer  
of the County of Erie.

The question of the adoption of the foregoing resolution was duly put  
to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~clerk~~

The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, the Town Engineers have prepared plans and specifications for repair and alterations to the swimming pool at Stanley J. Keysa Memorial Town Park in the Town of Lancaster, which plans and specifications have been directed to be prepared, have been reviewed by the Town Board, and have been placed on file with the Town Clerk of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that Notice to Contractors be published in the Lancaster Enterprise, and be posted according to Law, that the Town Board will receive bids up to 8:00 o'clock P.M., Local Time, on the 4th day of June, 1979, for furnishing all materials, labor and equipment for said repairs and alterations to the Lancaster Town Pool in accordance with specifications on file in the office of the Town Clerk, which Notice shall be in the following form:

NOTICE TO CONTRACTORS  
TOWN OF LANCASTER

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Lancaster, Erie County, New York, sealed proposals will be received, publicly opened, read aloud and considered by the Town Board on the 4th day of June, 1979, at 8:00 P.M., Local Time, in the Town Board Council Chamber in the Town Hall, 21 Central Avenue, Lancaster, New York, for furnishing all materials, labor and equipment to do the following repairs and alterations to the Keysa Park Swimming Pool, located in Keysa Park, Lancaster, New York. Separate proposals will be received for installing a new concrete deck around the pool. Proposals will be received in accordance with Contract Documents and specifications prepared by Krehbiel Associates, Inc., for the Town of Lancaster. A copy of which is on file with the Town Clerk, at his office in the Town Hall, Lancaster, New York, where the same may be examined during the usual business hours.

Copies of the Contract Documents required for review or bidding purposes may be obtained at the offices of Krehbiel Associates, Inc., 1868 Niagara Falls Boulevard, Tonawanda, New York, upon deposit of \$25.00 for each set of documents so obtained. The full amount of the deposit for one set of documents and one-half of the deposit for any additional sets of documents will be refunded to each bidder who submits a formal proposal to the Town, and who also returns the documents in good condition to the Engineer within thirty (30) days after his bid security has been returned to him. Equipment manufacturers, contractors, sub-contractors, and others who do not submit formal proposals to the Town, will be refunded one-half the amount of the deposit for all sets of complete documents returned in good condition to the Engineer within thirty (30) days after the opening of bids. No refund will be made for documents received after this thirty (30) day period.

Each proposal must be accompanied by a certified check, payable to the Town of Lancaster, or bid bond, having as surety an amount not less than ten percentum (10%) of the amount of the base bid, conditioned that, if his proposal is accepted, he will enter further security as may be required for the faithful performance of the contract.

All bids shall be submitted, in sealed envelopes addressed to the Town of Lancaster and shall be plainly marked on the outside with the Contractor's name and title of his bid.

Attention of bidders is particularly called to the requirements as to conditions of employment to be observed and minimum wage rates to be paid under the Contract.

The Owner reserves the right to reject any or all bids for failure to comply with the requirements of the Contract Documents, but may, at its discretion, waive any informalities or irregularities.

The Owner further reserves the right to reject any or all bids or to award a contract which in its judgment is in the best interest of the Owner.

No Bidder may withdraw his bid within forty-five (45) days after the opening thereof, but may withdraw same at any time prior to the opening thereof.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: ROBERT P. THILL  
Town Clerk

May 21, 1979

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~xxxx~~  
The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the State of New York has enacted a State Fire Prevention Code, and

WHEREAS, Section 392 of the Executive Law of the State of New York provides for the adoption of the State Fire Prevention Code by local municipalities, and

WHEREAS, the Town Board of the Town of Lancaster recognizes the need to protect its citizens and their property, and desires to update its present laws on fire prevention, and therefore, it is in the public interest to adopt the recently enacted Fire Prevention Code of the State of New York for the protection and welfare of the residents of the Town of Lancaster, effective July 2, 1979, and

WHEREAS, a public hearing has been held on the 21st day of May, 1979, to consider rescinding and repealing the present Fire Prevention Code of the Town of Lancaster, known as Chapter 20 of the Code of the Town of Lancaster, and adopting in place thereof the Fire Prevention Code of the State of New York, to be effective July 2, 1979, and persons for and against such enactment have had an opportunity to be heard, and

WHEREAS, the Notice of Public Hearing was duly published and posted, and

WHEREAS, the Town Board and Town Attorney have recommended the proposed amendment of the Code,

NOW, THEREFORE, BE IT

RESOLVED, that Chapter 20 of the Code of the Town of Lancaster, County of Erie and State of New York, known as "Fire Prevention Code of the Town of Lancaster", is hereby amended by the repeal of said present Chapter, to take effect July 2, 1979.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~duky~~

The resolution was thereupon unanimously adopted.

May 21, 1979



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and Chapter 26 of the Code of the Town of Lancaster provide for the adoption and enactment of Local Laws, and

WHEREAS, proposed Local Law No. 2 of the Year 1979, entitled, "Fire Prevention Code of the State of New York-Administration and Enforcement", which provides for the administration and enforcement of the Fire Prevention Code of the State of New York, was introduced to the Town Board on May 7, 1979, by Councilman Berent, and

WHEREAS, a Public Hearing was duly called and held pursuant to law on May 21, 1979, for the purpose of adopting and enacting Local Law No. 2 of the Year 1979,

NOW, THEREFORE, BE IT

ENACTED, by the Town Board of the Town of Lancaster, as follows:

TOWN OF LANCASTER  
Erie County, New York

Local Law No. 2 of the Year 1979

FIRE PREVENTION CODE OF THE STATE OF NEW YORK-  
ADMINISTRATION AND ENFORCEMENT.

A Local Law providing for the administration and enforcement of the Fire Prevention Code of the State of New York.

Be it enacted by the Town Board of the Town of Lancaster, New York, as follows:

FIRE PREVENTION - ADMINISTRATION AND ENFORCEMENT

Chapter 20

"FIRE PREVENTION - ADMINISTRATION AND ENFORCEMENT"

- §20-1 General provisions.
- §20-1.1 Applicability.
- §20-1.2 Effective date.
- §20-1.3 Partial Invalidity.
- §20-2 Administration and Compliance.
- §20-2.1 Enforcement.
- §20-2.2 Fire Inspectors.
- §20-2.3 Inspections.
- §20-2.4 Rules and regulations.
- §20-3 Permits, fees.
- §20-3.1 Permits
- §20-3.2 Special permits.
- §20-3.3 Fees.
- §20-4 Compliance; violation orders; abatement.
- §20-4.1 Violations
- §20-5 Penalties
- §20-5.1 Penalties
- §20-6 Records
- §20-6.1 Records
- §20-7 Demolition of dangerous or unsafe buildings.
- §20-7.1 Removal of dangerous buildings or structures
- §20-8 Appeals
- §20-8.1 Board of Review

## §20-1 GENERAL PROVISIONS

- §20-1.1. - Applicability. This local law shall provide the basic method for administration and enforcement of the State Fire Prevention Code in the Town of Lancaster, and shall establish powers, duties, and responsibilities in connection therewith.
- §20-1.2. - Effective Date. This local law shall take effect on the 2nd day of July, 1979.
- §20-1.3. - Partial Invalidity. If any part of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder thereof.

## §20-2. ADMINISTRATION AND COMPLIANCE

- §20-2.1 - Enforcement. The Building Inspector of the Town of Lancaster shall be charged with the duty of enforcing the New York State Fire Prevention Code. He shall make periodic inspections for compliance with provisions with the New York State Fire Prevention Code with the aid of Fire Inspectors as designated herein.
- §20-2.2 - Fire Inspectors. The Town Board hereby establishes the position of Fire Inspector. Each of the Fire Companies, providing fire protection services to the Town of Lancaster shall nominate a Fire Inspector to the Town Board and the Town Board shall appoint said Fire Inspectors for such terms of office as the Town Board shall determine.  
Fire Inspectors shall reside within the boundaries of the Town of Lancaster.
- §20-2.3 - Inspections.
  - A) Duties of Fire Inspectors:-
    - 1) Fire Inspectors shall be responsible for making inspections within their respective protection area and aid the Building Inspector in making inspections on a periodic basis for compliance with provisions of the New York State Fire Prevention Code.
    - 2) Reports shall be made to the Building Inspector of the Town of Lancaster on any and all inspected premises where a permit is necessary as determined by the permit section of the local law herein.
    - 3) Any and all violations of the State Fire Prevention Code shall be reported immediately upon discovery by the Fire Inspectors to the Building Inspector.

- 4) All places used for public assembly shall be inspected on an annual basis or as necessary under this local law.
- 5) The Fire Inspectors shall further inspect annually or as necessary any activity or operation for which a permit is issued, under this local law.
- 6) Fire Inspector shall inspect all fire-damaged structures and report any suspected violations of the Fire Prevention Code to the Building Inspector.

B) Entrance to Property:-

- 1) Inspection may be made at any reasonable time.
- 2) If entrance to make an inspection is refused or cannot be obtained, the Building Inspector may apply for a warrant to make an inspection to any court of competent jurisdiction.
- 3) In case of emergency, property may be inspected at any time without a warrant and without permission.

§20-2.4 Rules and Regulations. The Building Inspector of the Town of Lancaster may adopt rules and regulations for the administration and enforcement of the New York State Fire Prevention Code, this Local Law, or any other provision of law, to be promulgated by the Town Board.

§20-3. PERMITS, FEES.

§20-3.1 Permits:-

A. Applications for permits under this local law shall be made to the Building Inspector of the Town of Lancaster with payment of the required permit fee to the Town Clerk. Upon approval of the permit application, the Building Inspector shall issue a permit to the applicant which permit shall specify:-

- 1) Activity or operation for which permit issued;
- 2) Address and location where activity or operation to be conducted.
- 3) Name and address of permittee;
- 4) Permit number and date of issuance;
- 5) Period of permit validity.

B. Transferability.

Permits shall not be transferable and any change in activity, operation, location, ownership or use shall require a new permit.

C. Permit Term:-

Permits shall be valid for a period of time to be designated at time of issuance by Building Inspector and shall, in any case, be for no longer than one (1) year or until revoked by the Building Inspector for violation transfer, as defined in 9(B), or destruction of premises.

D) Permits shall be required for the following operations and/or materials:

- 1) Acetylene generator
- 2) Auto tire rebuilding plant.
- 3) Auto wrecking yard.
- 4) Auto undercoating
- 5) Bon fires and rubbish (upon prior approval of State and County Agencies)
- 6) Bowling establishments.
- 7) Calcium carbide storage
- 8) Cellulose nitrate motion picture film
- 9) Cellulose nitrate (Pyroxylin) Plastics
- 10) Combustible fibers
  - a) Loose
  - b) Baled
- 11) Combustible materials
- 12) Compressed gases
  - a) bulk oxygen
  - b) hydrogen
  - c) flammable anesthetics
  - d) non-flammable medical gases
  - e) anhydrous ammonia
- 13) Cryogenic liquids
- 14) Dip tanks
- 15) Dry-cleaning plants
- 16) Dust (commercial activity)
- 17) Explosives, ammunition & blasting agents
- 18) Flammable and combustible liquids and finishes
  - a) spray finishes
- 19) Fruit ripening gases
- 20) Fuel oil systems (commercial)
- 21) Fumigants and thermal insecticidal fogging liquids
- 22) Hazardous chemicals:-
  - a) corrosive liquids
  - b) flammable solids
  - c) highly toxic materials
  - d) oxidizing materials
  - e) poisonous gases
  - f) radioactive materials
  - g) unstable chemicals
- 23) Junk yards
- 24) Liquified petroleum gas containers & tanks
- 25) Lumber yards
- 26) Magnesium
- 27) Matches, (production or storage)
- 28) Organic coatings

- 29) Organic peroxides
- 30) Ovens (commercial)
- 31) Places of assembly
- 32) Service stations & garages
  - a) storage & handling motor vehicle fuel
  - b) dispensing motor vehicle fuel
- 33) Underground tanks
- 34) Welding and cutting
  - a) oxygen-fuel gas
  - b) electric arc

E) Location

Permits shall be conspicuously posted on the premises covered by the permit.

F) Revocation

Permits may be revoked when it is determined there is a violation of any condition under which the permit is issued, or where there has been misrepresentation or falsification of material facts in connection with the permit application.

§20-3.2 - SPECIAL PERMITS. When hazardous situations are encountered for conditions not otherwise regulated, special permits may, based on applicable data, be required for the duration of the hazard.

§20-3.3 - Fees. The fee for each permit required shall be in the amount of \$10.00. Where there is more than one permitted use for a property or premises, the fee for each permit shall be \$10.00, to a maximum of \$50.00 for such consolidated permit.

§20.4 COMPLIANCE; VIOLATION ORDERS: ABATEMENT

§20-4.1 - Violations:-

- A) A person owning, operating, occupying or maintaining property or premises within the scope of the State Fire Prevention Code or this local law shall comply with all the provisions of the State Fire Prevention Code, this local law, and all orders, notices, rules, regulations or determinations issued in connection therewith.
- B) Whenever the Building Inspector finds that there has been a violation of the State Fire Prevention Code, this local law, or any rule or regulation adopted pursuant to this local law, a violation order shall be issued to the person or persons responsible.



- C) Violation orders shall be in writing; shall identify the property or premises; shall specify the violation and remedial action to be taken; shall provide a reasonable time limit for compliance; and shall state the time within which an appeal may be taken.
- D) Violation orders may be served:-
  - 1) by personal service
  - 2) by mailing by registered or certified mail;
  - 3) or by posting a copy thereof in a conspicuous place on the premises; and
  - 4) by mailing a copy thereof to the premises on the same day as posted, enclosed in a postpaid wrapper addressed to the person responsible.
- E) In case the owner lessor, occupant or the agent of any them shall fail, neglect or refuse to remove, eliminate or abate the violation within the time specified in the violation of the order, the chief legal officer of the Town of Lancaster shall be requested to take appropriate legal action.

#### §20-5 PENALTIES

##### §20-5.1 - Penalties.

- A) Failure to comply with any provision of the State Fire Prevention Code, this local law, rules or regulations adopted pursuant to this local law, or a violation order shall be deemed a violation and the violator shall be liable for a fine of not more than two hundred fifty dollars (\$250.00), or imprisonment not to exceed fifteen (15) days, or both, and each day such violation continues shall constitute a separate violation.
- B) An action or proceeding in the name of the Town of Lancaster may be commenced in any court of competent jurisdiction to compel compliance with or restrain by injunction the violation of any provision of the State Fire Prevention Code, this local law, rule or regulation adopted pursuant to this local law, or a violation order, or to vacate the occupancy or building in the case of imminent danger to life or property. Such remedy shall be in addition to penalties otherwise prescribed by law.

## §20-6 RECORDS:-

- §20-6.1 - Records. The Building Inspector shall keep official records of all permits, inspection reports, recommendations complaints and violation orders.

## §20-7 DEMOLITION OF DANGEROUS OR UNSAFE BUILDINGS

§20-7.1 - Removal of dangerous buildings or structures:-

- A) A building or structure or part thereof, which is an imminent danger to life and safety of the public as a result of a fire or explosion is hereby declared to be a public nuisance.
- B) Whenever the Fire Inspector finds a building or structure, or part thereof, to be an imminent danger to life and safety of the public as a result of a fire or explosion, the Fire Inspector shall report same to the Building Inspector and the Building Inspector may cause it to be demolished and removed or may cause work to be done in and about the building or structure as may be necessary to remove the danger.
- C) The Building Inspector may require the occupants of any such building or structure or part thereof, to vacate the premises forthwith. No person shall use or occupy such building or structure, or part thereof, until it is made safe. Except for the owner, no person shall enter the premises which have been ordered vacated unless authorized to perform inspections, repairs or to demolish and remove such building or structure, or part thereof.
- D) All costs and expenses incurred by the Town of Lancaster in connection with any work done to remove the danger or in connection with the demolition and removal of any such building or structure, shall be assessed against the land on which such building or structure is located, and a bill for such expenses shall be presented to the owner of the property, or if the owner cannot be ascertained, then such bill shall be posted in a conspicuous place on the premises. Such assessment shall be, and constitute, a lien upon such land. If the owner shall fail to pay for such expenses within ten (10) days after the bill is presented or posted, the chief legal officer of the Town of Lancaster may bring an action to collect such assessment or to foreclose such lien. An an alternative to the maintenance

of any such action, the Building Inspector may file a certificate of the actual expenses incurred as aforesaid, together with a statement identifying the property in connection with which the expenses were incurred, and the owner thereof, with the assessor, who shall in the preparation of the next assessment roll assess such amount upon such property. Such amount shall be included in the levy against such property, shall constitute a lien and shall be collected and enforced in the same manner, by the same proceedings, at the same time, and under the same penalties, as is provided by law for the collection and enforcement of real property taxes in the Town of Lancaster.

§20-8 APPEALS

§20-8.1 Board of Review.

- A) Where practical difficulties or unnecessary hardships may result from enforcement of the strict letter of any provisions of the New York State Fire Prevention Code, applications for variances consistent with the spirit of the code and not inconsistent with the requirements of Subdivision 2 of Section 391 of Article 18-A of the Executive Law may be made to and acted upon by a Board of Review established in accordance with the provisions of Section 395 of the Executive Law.
- B) The Board of Review shall be the Zoning Board of Appeals of the Town of Lancaster.
- C) The Building Inspector of the Town of Lancaster shall be notified in writing of the Board of Review's decision.

and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 2 of the Year 1979 on the Town Bulletin Board.
2. Within ten (10) days, publish a certified copy of the Local Law or abstract thereof describing the same in general terms in the Lancaster Enterprise, hereby declared the official newspaper for this publication, and
3. Maintain a file in the Town Clerk's Office on Local Law No. 2 of the Year 1979, with all proofs of publication and posting required for adoption, and
4. File certified copies of the Local Law No. 2 of the Year 1979 within five (5) days of adoption with:
  - a) Town Clerk's Office;
  - b) One (1) copy with the office of the State Comptroller, and
  - c) Four (4) copies with the office of the Secretary of State.

This resolution shall take effect July 2, 1979 and be the only post publication and filing required for adoption of Local Law No. 2 of the Year 1979.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~xy~~xy

The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BERENT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BARNHARDT , TO WIT:

Page 328

WHEREAS, a Public Hearing was held on the 21st day of May, 1979,  
for the purpose of rescinding and repealing the present Fire Prevention Code  
of the Town of Lancaster, known as Chapter 20 of the Code of said Town, and  
adopting in place thereof, the Fire Prevention Code of the State of New York,  
to be effective July 2, 1979, and

WHEREAS, all persons for and against such enactment have had an  
opportunity be heard, and

WHEREAS, Notice of said Public Hearing was duly published and  
posted, and

WHEREAS, the Town Board and Town Attorney have recommended the  
proposed adoption of the Fire Prevention Code of the State of New York, and

WHEREAS, copies of said Fire Prevention Code of the State of New  
York were made available at the Office of the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby  
accepts the applicability of the State Fire Prevention Code for the Town of  
Lancaster to become effective in said Town of Lancaster on the 2nd day of  
July, 1979, in accordance with the provisions of Section 392 of the Executive  
Law, and it is

FURTHER RESOLVED, that the Town Clerk be, and hereby is, instructed  
to file a certified copy of this resolution in the principal office of the  
State Building Code Council, Division of Housing and Community Renewal, at  
Two World Trade Center, New York, New York 10047, and in the office of the  
Secretary of State at Albany, New York.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES	SUPERVISOR KEYSA VOTED YES
COUNCILMAN BERENT VOTED YES	COUNCILMAN METZ VOTED YES
COUNCILMAN BOLENDER VOTED YES	

The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the Municipal Home Rule Law of the State of New York and  
Chapter 26 of the Code of the Town of Lancaster provide for the adoption and  
enactment of Local Laws, and

WHEREAS, proposed Local Law No. 3 of the Year 1979, entitled  
"Tax Exemption for Business Expansion", was introduced to the Town Board of  
the Town of Lancaster on May 7, 1979, by Councilman Barnhardt, and

WHEREAS, a Public Hearing was duly called and held pursuant to law,  
on May 21, 1979,

NOW, THEREFORE, BE IT

ENACTED by the Town Board of the Town of Lancaster, as follows:

TAX EXEMPTION

CHAPTER 40

ARTICLE 11

TAX EXEMPTION FOR BUSINESS EXPANSION

LOCAL LAW

NO. 3

1979

A LOCAL LAW TO PROVIDE TAX INCENTIVES UNDER THE NEW YORK STATE JOB INCENTIVE PROGRAM FOR BUSINESS EXPANSION.

- §40.4 Legislative Intent.
- §40.5 Eligibility.
- §40.6 Application for exemption.
- §40.7 Approval by Assessor.
- §40.8 Exemption granted; amount.
- §40.9 Redetermination of exemption; revocation of certificate.
- §40.10 Exceptions.
- §40.11 Taxes affected.
- §40.12 When effective.

Be it enacted by the Town Board of the Town of Lancaster, as follows:

§40.4. Legislative Intent.

This local law is enacted to provide a real property tax exemption to encourage business development. It will encourage businessmen to improve obsolete facilities within the town; it will assist in reducing the competitive edge which other states presently have over New York State and the Town of Lancaster as a site for commercial, business or industrial expansion.

§40.5 Eligibility.

Before application may be made to the town assessing authorities, every business facility must meet the eligibility requirements and be certified by the New York State Job Incentive Board pursuant to §§118 through 120 of the New York State Commerce Law. The certification from the New York State Job Incentive Board must have been for expenditures, which are attributable to capital improvements certified by said Board to have been paid or incurred by the owner or operator for improvements commenced on or after July 24, 1976, consisting of the construction, reconstruction, erection or improvement of depreciable real property included in such facility.



§40.6 Application for exemption.

The exemption shall be granted only upon an application by the owner or operator of such facility on a form prescribed by the State Job Incentive Board under Article 4-A of the Commerce Law to which there shall be attached a copy of a certificate of eligibility issued by said Board. Such application shall be filed with the Town Assessor on or before the appropriate taxable status date. Copies of such application shall be filed simultaneously with the State Board and the New York State Job Incentive Board.

§40.7. Approval by Assessor.

The Town Assessor shall consider the application for such exemption and, if the same is in order, shall determine the assessed value of such exemption in accordance with the certificate of eligibility and enter such value on the exempt portion of the assessment roll for the Town of Lancaster.

§40.8. Exemption granted; amount.

Upon certification by the Town Assessor, the eligible business facility shall then be exempt pursuant to §485 of the Real Property Tax Law of the State of New York, from real property tax levies for General Fund and General Fund-Town Outside Village purposes imposed to the extent authorized in the certificate of eligibility for any increase in the assessed value thereof which is attributable to the expenditures certified by the New York State Job Incentive Board. Such exemption shall be applicable for a period of up to ten (10) years at the rate of one hundred percent (100%) of its assessed value attributable to expenditures certified by the New York State Job Incentive Board to have been paid or incurred by the owner or operator for capital improvements commenced on or after July 24, 1976. The eligible business facility shall then be exempt in the amount of one hundred percent (100%) of the real property tax levies as set forth above, commencing with the assessment roll prepared on the next following taxable status date, after the effective date of this Local Law. The exemption applies only to the increased assessed value as certified.

§40.9 Redetermination of exemption; revocation of certificate.

- A. The maximum number of years for which eligibility may be certified under the certificate and all renewals or extensions thereof shall be ten (10), and no renewal or extension of any certificate of eligibility shall be accepted relating to any taxable year or taxable status date beyond the ninth such year or date after that to which the original certificate relates.
- B. The exempt business facility described in a certificate of eligibility and accepted by the Town Assessor for the following taxable status date shall not be deemed an eligible business facility for the purposes of this local law in any subsequent taxable year or as of any subsequent taxable status date unless

the certificate of eligibility is renewed or extended by the New York State Job Incentive Board to relate to such subsequent year or date.

- C. The certificate of eligibility and any renewal or extension shall specify that the total increase in assessed value is attributable to construction, alteration, installation or improvement of such real property after July 24, 1976.
- D. If any exemption has once been granted for a business facility under this local law and the Assessor receives notice that a certificate of eligibility has been revoked or modified, the Assessor shall redetermine the assessed value of any such exemption in accordance with such revocation or modification. If, upon such redetermination, it appears for a year in which an exemption has been granted, that such facility has been ineligible or that the assessed value of such exemption as redetermined is less than the assessed value of such exemption as shown on the assessment rolls, then a tax shall be levied at the rate of tax for such year upon as much of the increased assessed valuation of such exemption as shown on such assessment rolls as may be ineligible or excessive. Such tax shall be levied as an omitted assessment in the manner provided in §550 of the Real Property Tax Law of the State of New York for each such year. Any such redetermination shall be made no later than three (3) years after the applicant for exemption last received benefit of an exemption under this local law.

#### §40.10 Exceptions.

No facility shall be an eligible facility under this local law if it is primarily used for making retail sales of goods or services to customers who personally visit such facility to obtain such goods and services or if it is used primarily as a hotel, apartment house or other place of business which furnishes dwelling space or accommodations to either residents or transients.

#### §40.11. Taxes affected.

- A. The exemption relates only to the increase in assessed valuation attributable to expenditures as certified after July 24, 1976.
- B. This local law does not apply to any special district or highway taxes and no exemption shall be granted for any taxes assessed on a benefit or ad valorem basis for special districts of the town.

#### §40.12. When effective.

This local law shall take effect after filing and publication as required by law.

and

BE IT FURTHER

RESOLVED, that the Town Clerk of the Town of Lancaster shall:

1. Immediately post a copy of Local Law No. 3 of the Year 1979 on the Town Bulletin Board.

2. Within ten (10) days, publish a certified copy of the Local Law or abstract thereof describing the same in general terms in the Lancaster Enterprise, hereby declared the official newspaper for this publication, and

3. Maintain a file in the Town Clerk's office on Local Law No. 3 of the Year 1979, with all proofs of publication and posting required for adoption, and

4. File certified copies of the Local Law No. 3 of the Year 1979, within five (5) days of adoption with:

- a) Town Clerk's Office
- b) One (1) copy with the office of the State Comptroller, and
- c) four (4) copies with the office of the Secretary of State.

This resolution shall take effect immediately and be the only post publication and filing required for adoption of Local Law No. 3 of the Year 1979.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BOLENDER , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 8091 to 8166 Incl.	\$50,970.07
Part Town Funds	No. 699 to 704 Incl.	\$ 1,784.85
Highway Funds	No. 2393 to 2420 Incl.	\$53,568.43
Special District Funds	No. 383 to 386 Incl.	\$19,957.22
Capital Fund	No. 389 to 391 Incl.	\$15,080.00
CETA Project No. 641	No. 64 to 65 Incl.	\$ 670.00
Community Development	No. 1027 to 1028 Incl.	\$12,759.23

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES  
COUNCILMAN BERENT VOTED YES  
COUNCILMAN BOLENDER VOTED YES  
SUPERVISOR KEYSA VOTED YES  
COUNCILMAN METZ VOTED YES

~~xxxxx~~  
The resolution was thereupon unanimously adopted.

May 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be and  
are hereby approved and the issuance of Building Permits be and are hereby  
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
31	Albert Conrad	5805 Broadway	ER. FENCE
65	Ferry Const. Co.	198 Westwood Rd.	DEM. BARN
66	Robert Krupski	5229 Genesee	ER. FR. FENCE
67	John Nagowski	691 Schwartz	ER. FR. SIN. DWLG, PVT. GARAGE, BREEZEWAY
68	Marrano Enter.	14 Deerpath Dr.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
69	David J. Coughlin	18 Pheasant Run	ER. FR. PATIO
70	Josela Enterprises	22 Old Schoolhouse	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
71	Alden Equities Inc.	4901 William	ER. FR. SIN. DWLG
72	Alden Equities Inc.	4905 William	ER. FR. SIN. DWLG
73	Alden Equities Inc.	4897 William	ER. FR. SIN. DWLG, PVT. GARAGE
74	Will Elliott	106 Iroquois	ER. FR. PVT. GARAGE
75	Marrano Enterprises	20 Ravenwood Dr.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
76	Marrano Enterprises	19 Ravenwood Dr.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
77	Edw. McNichol	79 Brunck Rd.	ER. STORE BLDG.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	ABSTAINED
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

May 21, 1979

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN BARNHARDT , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BERENT , TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric & Gas Corporation has submitted a proposal for improvement of street lighting on William Street and Storer Avenue within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the Lighting Committee of the Town Board, after investigation, review and consideration, has recommended the said installation as contained in said proposal,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric & Gas Corporation be and hereby is authorized to make the following installation within Consolidated Lighting District No. 1 of the Town of Lancaster:

<u>William Street</u> - Install 2 - 7000 lumen mercury lamps @ \$50.00 ea. (Pole 237, 241, L-289)	\$100.00
<u>Storer Avenue</u> - Install 1 - 3350 lumen mercury lamp @ \$40.00 ea. (Pole 51-1, L-230)	\$ 40.00
TOTAL ANNUAL INCREASE	\$140.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

duly

The resolution was thereupon unanimously adopted.

May 21, 1979

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following resolution:-

SUSPENSION GRANTED:

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BARNHARDT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BERENT, TO WIT:

WHEREAS, GLOBAL CABLE TV of 37 Central Avenue, Lancaster, New York, which has been awarded the cable franchise in the Village of Lancaster, has requested non-exclusive permission of the Town Board to attach its lines to New York Telephone Company poles in the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that GLOBAL CABLE TV be and hereby is granted non-exclusive permission to attach its lines to New York Telephone Company poles in the Town of Lancaster, from Walden Avenue to the Senior High School and east of the Depew Village Line on the north side of Walden Avenue, and to make a cable drop to the Town Hall, provided, however, that no permission is granted to provide services within the Town of Lancaster outside of the Corporate boundaries of the Village of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

The resolution was thereupon unanimously adopted.

May 21, 1979



Councilman Metz requested a suspension of the necessary rule for immediate consideration of the following resolution:-

SUSPENSION GRANTED:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN METZ , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
BOLENDER , TO WIT:

WHEREAS, PRAST RESEARCH ASSOCIATES, INC. has requested a mutual termination of its Lease of a portion of the Lancaster Center, leased to it by the Town of Lancaster under Lease dated March 1, 1975, which termination shall be effective May 31, 1979, and

WHEREAS, the Superintendent of Buildings of the Town of Lancaster and the Town Attorney have inspected the premises leased and recommend the termination of said lease, and

WHEREAS, the termination of said lease would benefit both the Lessee and the Town of Lancaster in that additional needed space could be made available for public use at the Lancaster Center,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized to execute a Termination of Lease approved by the Town Attorney, terminating the Lease between the Town of Lancaster and Prast Research Associates, Inc., dated March 1, 1975, which termination shall be effective May 31, 1979.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

May 21, 1979

1. Preferential Rights, Erie Lackawanna R.R.  
On December 27, 1978, the Town Board authorized search and title work on this acquisition.
2. Public Improvement Permit Authorization, Countryside Subdivision (Josela)  
On April 2, 1979, the Town Board authorized issuance of P.I.P. No. 66 (Storm Drain). On May 7, 1979, the Town Board authorized issuance of P.I.P. No. 67 (Water Line).
3. Public Improvement Permit Authorization, Heritage Hills Subdivision  
On March 15, 1979, the Town Board authorized issuance of P.I.P. nos. 62 (Pavement and Curbs), 63 (Storm Sewer), 64 (Water Line), and 65 (Retention Pond).
4. Public Improvement Permit Authorization, Lancaster Industrial Park  
On December 18, 1978, the Town Board accepted these public improvements within this industrial park subject to receipt of maintenance security and tendering of title documents.
5. Public Improvement Permit Authorization, Pleasant Meadow Subdivision, Phase IV.  
On October 16, 1978, the Town Board authorized issuance of P.I.P. Nos. 59 (Pavement and Curbs), 60 (Water Line), and 61 (Storm Sewer).
6. Public Improvement Permit Authorization, Woodview Estates Subdivision  
On October 2, 1978, the Town Board authorized issuance of P.I.P. Nos. 54 (Water Line), 55 (Pavement), 56 (Storm Drain), 57 (Sidewalk), and 58 (Lighting).
7. Rezone Petition, Ronald S. Cohen  
On May 21, 1979, the Town Board held a Public Hearing on this matter and reserved decision until the next Town Board meeting of June 4, 1979.
8. Speed Evaluation Survey, Northwest Area of Township  
On February 28, 1979, the N.Y.S. Dept. of Transportation established a 35 mphr speed restriction on the above referenced area.
9. Subdivision Approval, Countryside East (Josela Enterprises)  
On January 15, 1979, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
10. Subdivision Approval, Countryview East (Marrano Enterprises)  
On May 1, 1978, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
11. Traffic Study - Green Arrows at Central and Walden Avenues  
On January 29, 1979, the Town Clerk forwarded to the County Highway Dept. the joint request of the Village and Town of Lancaster for this study.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

Mrs. Linda T. Heine, 20 Deerpath Drive, Lancaster, New York, asked permission from the Town Board to block off the public street from 27 Deerpath Drive to 1 Farmingdale Court on Sunday, May 27, 1979 from 1:00 P.M. to 9:00 P.M. for the purpose of holding a block party.

The Town Board had no objection and gave oral authorization in accordance with the written request submitted and designated Communication Item No. 407.

COMMUNICATIONS

Page 340  
DISPOSITION

- |       |   |                              |
|-------|---|------------------------------|
| 362.  | Town Line Vol. Fire Dept., Inc. to Town Board -<br>Request confirmation of new member to<br>active roster.  | R & F                        |
| <hr/> |   |                              |
| 363.  | Town Engineers to Town Board -<br>Comments regarding water line cross<br>connection in Heritage Hills Subdivision.  | R & F<br>Planning Board      |
| <hr/> |   |                              |
| 364.  | Highway Supt. to Town Board -<br>Comments regarding purchase of tractor by<br>Recreation Dept.  | R & F                        |
| <hr/> |   |                              |
| 365.  | Highway Supt. to Town Board -<br>Request action on request for truck hoist.   | Budget Committee             |
| <hr/> |   |                              |
| 366.  | Highway Supt. to Town Board -<br>Suggestion regarding contract approval by<br>Town Board and CSEA.  | R & F<br>Attorney            |
| <hr/> |   |                              |
| 367.  | Town Engineers to County Water Authority -<br>Notification of requirement of an 8" water<br>line connection within Heritage Hills<br>Subdivision.   | R & F<br>Planning Board      |
| <hr/> |   |                              |
| 368.  | Youth Bureau to Town Clerk -<br>Minutes from meeting held 4/19/79.  | R & F                        |
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| 369.  | N.Y.S. Div. of Criminal Justices Services to<br>Supervisor -<br>Comments regarding obtaining LEAA financial<br>support for consolidation of Village and<br>Town of Lancaster police forces.   | R & F<br>Public Safety Comm. |
| <hr/> |   |                              |
| 370.  | Noreen Frascatore to Town Board -<br>Report on "Seminar on How to Get More Grants."   | R & F                        |
| <hr/> |   |                              |
| 371.  | Village of Lancaster Dept. of Public Works to<br>National Fuel Gas -<br>Notification that Village is listed in central<br>registry of Town as an operator of a public<br>utility with request for required notifications<br>before excavations. | R & F                        |
| <hr/> |   |                              |
| 372.  | I.D.A. to Lancaster, Depew, Alden School Boards<br>and Villages of Lancaster and Depew -<br>Request consideration of adoption of tax<br>exemptions for new industry.  | R & F                        |
| <hr/> |   |                              |
| 373.  | Fraser Harlake to Supervisor -<br>Transmittal of letter of appreciation sent<br>to LVAC.  | R & F                        |
| <hr/> |   |                              |
| 374.  | N.Y.S. Dept. of Environ. Conservation to<br>Supervisor -<br>Notification of ongoing engineering studies<br>underway by Lancaster Sanitary Land Fill and<br>Lancaster Reclamation, Inc. regarding toxic<br>waste disposal.                       | R & F<br>Bldg. Inspector     |
| <hr/> |   |                              |
| 375.  | Justice Timothy J. Dwan to Town Board -<br>Request appointment of Justine M. Rybak as<br>temporary part-time clerk-typist effective<br>6/25/79.   | Attorney                     |
| <hr/> |   |                              |
| 376.  | Town Engineers to County Water Authority -<br>Notification of requirement of an 8" water<br>line connection within Heritage Hills<br>Subdivision.   | R & F                        |
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COMMUNICATIONS CONT'D.:

Page 341  
DISPOSITION

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|------|---|---------------------------|
| 377. | N.Y.S. Dept. of Commerce to Supervisor -<br>Confirmation of attendance at public hearing to<br>be held 5/21/79 regarding Job Incentive Program.   | R & F                     |
| 378. | County Dept. of Public Works to Supervisor -<br>Re-establishment of intentions regarding defects<br>of highways.  | R & F<br>Highway Supt.    |
| 379. | Planning Board to Town Board -<br>Minutes from meeting held 5/2/79.   | R & F                     |
| 380. | Town Engineers to Town Board -<br>Transmittal of cost estimates regarding Keysa<br>Park Pool repairs.   | R & F                     |
| 381. | Global Cable TV to Supervisor -<br>Request Town Board approval for interconnection<br>line from Central Avenue to Lancaster Sr. H.S.  | Town Clerk<br>Attorney    |
| 382. | Town Historian to Town Board -<br>Request authorization to attend "Seminars on<br>American Culture" at Cooperstown, N.Y. from<br>7/1-14/79.   | Town Clerk                |
| 383. | County Dept. of Health to Town Clerk -<br>Notification of meeting to be held 6/13/79 in<br>Buffalo regarding changes within County Sanitary<br>Code relating to approval of realty subdivisions<br>involving sewage disposal systems. | R & F<br>Attorney         |
| 384. | Chief of Police to Town Board -<br>Request authorization to allow students<br>connected with BOCES Career Entry Training<br>Program to ride with patrols.   | R & F                     |
| 385. | Leg. Robert H. Meier to Town Clerk -<br>Notification of meeting to be held 5/15/79 in<br>Buffalo regarding consolidation of vital<br>statistics registration.   | R & F                     |
| 386. | Highway Supt. to Town Board -<br>Notification that Highway Dept. will not<br>service any Dog Control Officer's duties.  | Town Clerk                |
| 387. | Town Clerk to Town Board -<br>Resume of actions and directions from the<br>Town Board meeting of 5/7/79.  | R & F                     |
| 388. | Chief of Police to Town Attorney -<br>Recommendation of continuation of full parking<br>ban on Bowen Road.  | Highway Supt.<br>Attorney |
| 389. | Jaeckle, Fleischmann & Mugal, Attorneys, to<br>Martin T. Prast -<br>Transmittal of letter from Town Attorney<br>regarding termination of lease with suggestion<br>that an inspection be made.   | R & F                     |
| 390. | Dog Warden to Town Board -<br>Monthly report for April, 1979.   | R & F                     |
| 391. | Town Engineers to County Dept. of Public Works -<br>Answers to questions regarding the Water<br>Distribution System for the Towns of Lancaster<br>And Alden.  | R & F                     |
| 392. | N.Y.S. Dept. of Labor to Supervisor -<br>Recommendation of hiring Vietnam veterans.   | R & F                     |

COMMUNICATIONS CONT'D.:

Page 342  
DISPOSITION

393.	Lancaster Central School District to Supervisor - Request cooperation in having Global TV run a line out to Lancaster Sr. H.S.	R & F
394.	County Dept. of Health to Supervisor - Transmittal of Approval of Plans for Public Water Supply Improvement regarding Countryview East Subdivision.	R & F Engineer
395.	Village of Lancaster Dept. of Public Works to New York Telephone Co. - Notification that Village is listed in central registry of Town as an operator of a public utility with request for required notifications before excavations.	R & F
396.	Malcolm Pirnie, Inc. to Supervisor - Transmittal of synopsis of decisions reached regarding scope of work connected with Court Street Bridge.	R & F
397.	Youth Bureau to Supervisor - Request authorization for John Trojanowsky to attend a "Youth and Alcohol Seminar" at Kissing Bridge on 5/23/79.	R & F
398.	Chief of Police to Town Board - Recommendation of Leon G. Robak as Police Officer effective 6/4/79.	R & F
399.	Police Commissioners to Town Board - Recommendation of Leon G. Robak as Police Officer.	R & F
400.	Supervisor to Dept. of Environ. and Planning - Formal notice and demand for payment due regarding rental of Walden Avenue Highway Garage.	R & F
401.	County Dept. of Environ. and Planning to Supervisor - Transmittal of check in the amount of \$9040.69 to cover rental of Walden Avenue Highway Garage with request for quarterly invoices.	R & F
402.	Recreation Commission to Town Clerk - Minutes from meeting held 4/4/79.	R & F
403.	Monroe Abstract & Title Corp. to Supervisor - Comments and request for information regarding Erie-Lackawanna Railroad lands to be conveyed to the Town.	R & F
404.	Supervisor to Erie Lackawanna Railway Co. - Transmittal of letter from Monroe Abstract with request for preparation of legal descriptions.	R & F
405.	Supervisor to County Dept. of Environment and Planning - Notification of retainment of \$211.12 as compensation for interest lost by Town.	R & F

The Supervisor requested a suspension of the necessary rule for immediate  
consideration of the following communications -  
SUSPENSION GRANTED.

406.	Highway Supt. to Supervisor - Comments regarding expenditure for uniforms.	R & F
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407. Linda Heine to Town Board -  
Request permission to hold block party on  
Deerpath Drive and Farmingdale Court on  
5/27/79.

R & F  
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\_\_\_\_\_

ADJOURNMENT:

ON MOTION OF COUNCILMAN BOLENDER, AND SECONDED BY THE ENTIRE TOWN  
BOARD AND CARRIED, the meeting was adjourned at 10:55 P.M.

Signed

Robert P. Thill  
Robert P. Thill, Town Clerk